

Plaintiff's submissions are both deficient. Plaintiff's proposed jury instructions fail to include instructions on Plaintiff's state law claims, and the summary of statutory authority for that claim includes no pinpoint citations. The

starting point for jury instructions is the legal authority for the claim. In this case, the legal authority for Plaintiff's state law claim is a state statute. However, one of the statutes cited by Plaintiff, 73 Pa. Cons. Stat. Ann § 2270.4, includes no fewer than forty-eight subdivisions, proscribing numerous actions by either debt collectors or creditors. The court cannot determine from Plaintiff's complaint or her submissions to this court which subdivisions Plaintiff alleges Defendant has violated. Thus, Plaintiff must submit a pinpoint citation is a citation to the relevant subdivision within the statute.

Because the trial date is fast approaching, Plaintiff will also be required to submit jury instructions on her state law claim. These instructions should be sufficient to inform the jury of the elements of her cause of action, and include any relevant definitions.

IT IS HEREBY ORDERED THAT:

- (1) No later than May 1, 2009, Plaintiff shall submit to the court pinpoint citations to the statutory authority supporting her state law claims;
- (2) No later than May 1, 2009, Plaintiff shall submit proposed jury instructions on her state law claims.

s/Sylvia H. Rambo
United States District Judge

Dated: April 27, 2009.